

Hon. Salvador Mendoza, Jr.

Marc Rosenberg  
LEE SMART, P.S., INC.  
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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON AT SPOKANE

ALEX MCVICKER and MARK  
MOSS, individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

GIGA WATT, INC.; GIGAGWATT  
PTE LTD.; CRYPTONOMOS PTE.  
LTD.; DAVE CARLSON; LEONID  
MARKIN; and EDWARD  
KHAPTAKHAEV, a foreign  
corporation,

Defendants.

RAYMOND BALESTRA,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

GIGA WATT, INC., ET AL.,

Defendants.

No. 2:18-cv-00103-SMJ

(Consolidated with  
No. 2:18-cv-00100)

DECLARATION ATTACHING  
WHITE PAPER REFERRED TO  
AND RELIED ON IN  
PLAINTIFFS' COMPLAINT

1 Marc Rosenberg hereby declares as follows:

2 1. I am an attorney for Giga Watt, Inc. Dave Carlson, Leonid Markin,  
3 and Edward Khaptakhaev in the above captioned matter. I am competent to  
4 testify and do so from personal knowledge.

5 2. In their Amended Complaint, Plaintiffs repeatedly refer to, rely on, and  
6 describe at length a document called the "White Paper." (ECF No. 22 at ¶¶ 10,  
7 12, 17, 20, 35, 63, 68, 69, 72, 74, 75, 80, 90, 100).

8 3. The White Paper was posted by a company called Cryptonomos,  
9 and can be found on the website <https://wtt.cryptonomos.com/white-paper.pdf>.

10 4. On November 21, 2018, I went to the website provided above.  
11 I downloaded a copy of the White Paper from the website provided above.

12 5. A true and correct copy of the White Paper referred to in Plaintiffs'  
13 Amended Complaint, and obtained from the website referred to above, is attached  
14 hereto as Exhibit 1.

15 I declare under the penalty of perjury under the laws of the United States of  
16 America that the foregoing is true and correct to the best of my knowledge.

17 SIGNED in Seattle, Washington this 21st day of November, 2018.

18  
19 By: s/ Marc Rosenberg  
20 Marc Rosenberg, WSBA No. 31034  
21 Of Attorneys for Defendants  
Giga Watt, Inc., Dave Carlson, Leonid  
Markin and Edward Khaptakhaev

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25

DECLARATION OF SERVICE

I hereby certify that on this date I filed the foregoing document with the Clerk of the Court using the court's ECF filing system, which will automatically serve the filing on registered users.

Roger M. Townsend [rtownsend@bjtlegal.com](mailto:rtownsend@bjtlegal.com)

Barry M. Kaplan [bkaplan@wsgr.com](mailto:bkaplan@wsgr.com), [rcarter@wsgr.com](mailto:rcarter@wsgr.com)

Dated this 21st day of November, 2018 at Seattle, Washington.

LEE SMART, P.S., INC.

By: s/ Marc Rosenberg

Marc Rosenberg, WSBA No. 31034  
Of Attorneys for Defendants  
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Markin and Edwrd Khaptakhaev

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